



2008 JUL 22 PM 4:50

*ITW*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of:

**Hitoshi MIZUNO et al.**

Application No.: 10/568,426

Filed: February 14, 2006

For: **SYSTEM FOR SUPPLYING  
MOLTEN METAL, CONTAINER  
AND A VEHICLE**

Attorney Docket No.: OMY-0054

Examiner: S. R. Kastler

Art Unit: 1793

Confirmation No.: 9750

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**JUL 27 2008**

**OFFICE OF PETITIONS**

**CORRECTION OF ERROR OF SMALL ENTITY STATUS**

**AND**

**NOTICE OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS**

**Mail Stop Amendment**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicants hereby correct an error of small entity status as provided by 37 C.F.R. 1.28(c). It is respectfully submitted that the declaration of small entity status was previously established in good faith and the associated small entity status fees were paid in good faith. Recently, it has been discovered that such status as a small entity was established in error.

As a result of Applicants' compliance with the separate submission and itemization requirements under 37 C.F.R. 1.28(c)(1) and (c)(2) as provided herein, Applicants respectfully request that they be excused from this error. Further, Applicants respectfully request that the United States Patent and Trademark Office change its records to reflect the change of status to a non-small entity and accept this document as Applicants' Notice of Loss of Entitlement to Small Entity Status.

07/24/2008 DALLIN 00000010 180013 10568426

01 FC:1461 690.00 DA

Itemization is as follows:

Type of Fee Erroneously Paid	Small Entity Fee Actually Paid	Date Small Entity Fee Actually Paid	Current Fee for Non-Small Entity	Deficiency to be Paid
Basic National Fee	\$150.00	Feb. 14, 2006	\$310.00	\$160.00
Examination Fee	\$100.00	Feb. 14, 2006	\$210.00	\$110.00
Search Fee	\$200.00	Feb. 14, 2006	\$510.00	\$310.00
One Additional Independent Claim	\$100.00	Feb. 14, 2006	\$210.00	<u>\$110.00</u>
				\$690.00

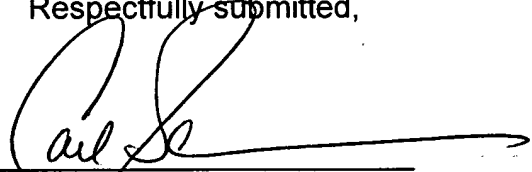
The Commissioner is hereby authorized to charge Deposit Account No. 18-0013 in the amount of \$690.00 and for any and all other additional fees associated herewith to effectuate this Correction of Error of Small Entity Status and Notice of Loss of Entitlement to Small Entity Status.

Should the United States Patent and Trademark Office believe anything further is desirable, the United States Patent and Trademark Office is invited to contact Applicants' representative at the telephone number listed below.

Respectfully submitted,

Date: July 21, 2008

By:

  
Carl Schaukowitch  
Reg. No. 29,211

**RADER, FISHMAN & GRAUER PLLC**  
1233 20<sup>th</sup> Street, N.W. Suite 501  
Washington, D.C. 20036  
Tel: (202) 955-3750  
Fax: (202) 955-3751  
Customer No. 23353



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

**Hitoshi MIZUNO et al.**

Application No.: 10/568,426

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For: SYSTEM FOR SUPPLYING  
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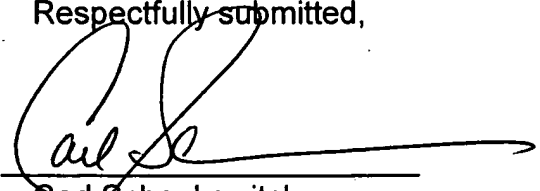
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Customer No. 23353



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Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

## FEE TRANSMITTAL For FY 2008

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$) 690.00

### Complete if Known

Application Number 10/568,426-Conf. #9750  
Filing Date February 14, 2006  
First Named Inventor Hitoshi Mizuno  
Examiner Name S. R. Kastler  
Art Unit 1793  
Attorney Docket No. OMY-0054

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### METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify):  
☐ Deposit Account Deposit Account Number: 18-0013 Deposit Account Name: Rader, Fishman & Grauer PLLC

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	310	155	510	255	210	105	
Design	210	105	100	50	130	65	
Plant	210	105	310	155	160	80	
Reissue	310	155	510	255	620	310	
Provisional	210	105	0	0	0	0	

#### 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims 11 Extra Claims 0 Fee (\$)

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims 3 Extra Claims 0 Fee (\$)

HP = highest number of independent claims paid for, if greater than 3.

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$260 (\$130 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$)

#### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity)

Other (e.g., late filing surcharge):  
1631 Deficiency in Basic National Stage Fee 160.00  
1633 Deficiency in National Stage Examination Fee 110.00  
1642 Deficiency in National Stage Search Fee 310.00  
1614 Deficiency in National Stage Claims - Extra Ind. over 3 110.00

#### SUBMITTED BY

Signature [Signature] Registration No. 29,211 Telephone (202) 955-3750  
Name (Print/Type) Carl Schaukowitch Date July 21, 2008



<b>Effective on 12/08/2004.</b> <b>Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).</b>		<b>Complete if Known</b>	
<b>FEE TRANSMITTAL</b> <b>For FY 2008</b>		Application Number	10/568,426-Conf. #9750
		Filing Date	February 14, 2006
		First Named Inventor	Hitoshi Mizuno
		Examiner Name	S. R. Kastler
		Art Unit	1793
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Attorney Docket No.	OMY-0054
<b>TOTAL AMOUNT OF PAYMENT</b>		<b>(\$)</b>	<b>690.00</b>

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OFFICE OF PETITIONS

<b>METHOD OF PAYMENT</b> (check all that apply)	
<input type="checkbox"/> Check	<input type="checkbox"/> Credit Card
<input type="checkbox"/> Money Order	<input type="checkbox"/> None
<input type="checkbox"/> Other (please identify):	
<input type="checkbox"/> Deposit Account	Deposit Account Number: 18-0013
	Deposit Account Name: Rader, Fishman & Grauer PLLC
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17	<input checked="" type="checkbox"/> Credit any overpayments

<b>FEE CALCULATION</b>							
<b>1. BASIC FILING, SEARCH, AND EXAMINATION FEES</b>							
	<b>FILING FEES</b>		<b>SEARCH FEES</b>		<b>EXAMINATION FEES</b>		
		<b>Small Entity</b>		<b>Small Entity</b>		<b>Small Entity</b>	
<b>Application Type</b>	<b>Fee (\$)</b>	<b>Fee (\$)</b>	<b>Fee (\$)</b>	<b>Fee (\$)</b>	<b>Fee (\$)</b>	<b>Fee (\$)</b>	<b>Fees Paid (\$)</b>
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Provisional	210	105	0	0	0	0	
<b>2. EXCESS CLAIM FEES</b>							
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<b>Fee Description</b>						<b>Fee (\$)</b>	<b>Fee (\$)</b>
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Multiple dependent claims						360	180
<b>Total Claims</b>		<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>	<b>Multiple Dependent Claims</b>		
11		- 20 = 0	x 50.00 =	0.00			
HP = highest number of total claims paid for, if greater than 20.							
<b>Indep. Claims</b>		<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>			
3		- 4 = 0	x 210.00 =	0.00			
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<b>Total Sheets</b>	<b>Extra Sheets</b>	<b>Number of each additional 50 or fraction thereof</b>		<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>		
	- 100 =	/50 =		(round up to a whole number) x			
<b>4. OTHER FEE(S)</b>							
						<b>Fees Paid (\$)</b>	
Non-English Specification, \$130 fee (no small entity)							
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<b>SUBMITTED BY</b>			
Signature		Registration No. (Attorney/Agent)	29,211
Name (Print/Type)	Carl Schaukowitch	Telephone	(202) 955-3750
		Date	July 21, 2008